



GOVERNMENT OF ANDHRA PRADESH ABSTRACT

Animal Husbandry Department – Court Case – Sanction of an amount of Rs.4,96,976/- as an advance from the contingency fund towards payment of back wages to Sri N. Chenga Reddy to implement the award dated 21-8-1997 passed by Industrial Tribunal cum Labour Court orders in ID No.305/95 – Orders – Issued.

ANIMAL HUSBANDRY, DAIRY DEVELOPMENT & FISHERIES (AH-II) DEPARTMENT

G.O. Rt. No. 390

Date :12.09.2012

Read the following:

1. Award passed by the Industrial tribunal cum Labour court, Anantapur in ID No. 245/93, dated 21-8-1997.
2. Orders of Hon'ble High Court in W.P. No. 2224/1998, Dt. 15-6-2005.
3. From the Director of Animal Husbandry, Hyderabad Lr.No.13625/BV/B4/ 2005, date 22/10/2008.
4. Government Memo No.6505/AH-II(2)/2008, dated 24-11-2011.
5. From the Director of Animal Husbandry, Hyderabad Lr.No.13625/BV/B4/ 2005, dated 20-12-2011 and 19-07-2012.

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ORDER:

In the letters 3rd and 5th read above, the Director of Animal Husbandry has requested to reinstate the individual with back wages to implement the award dated 21-8-1997 passed by the Chairman, Industrial Tribunal cum Labour Court, Anantapur in ID No. 245/1993. He has informed that, the Hon'ble Labour Court has issued summons to the Joint Director (AH), Chittoor to attend the court for fixation of sale of attached property connected to the O/o Joint Director (AH), Chittoor for failure to implement the award passed in connection with reinstatement and backwages paid to Sri N.Chenga Reddy, the then Casual Labour at Fodder Bank, Mamandur, Chittoor District.

2. He has further informed that, the required amount of Rs.4,96,976/- (i.e. rounded to 4.97 lakhs) for payment of back wages to Sri N.Chenga Reddy has not been included in the current financial year Budget Estimates as it is a fresh proposal. He has therefore requested to release an amount of Rs.4.97 lakh as an advance from the contingency fund under the Head of Account 2403-Animal Husbandry MH-001-Direction and Administration SH (04)- Other Offices 020-Wages Non-Plan (to be charged) in relaxation to treasury control and quarterly regulations and pending provision of such funds for recoupment of advance in supplementary estimates at appropriate time during the financial year so as to implement the award passed by the Industrial Tribunal-cum-Labour Court in I.D.No. 245/1993.

3. With regard to reinstatement, in the reference 4th read above, the Director of Animal Husbandry was informed that after enactment of Act 2 of 1994 which came into force from 25-11-1993 all appointments on daily wage/NMR/Consolidated pay are prohibited. Hence, creation of post on daily wage basis is not permissible and also advised to file writ appeal against the orders of the Hon'ble High Court in W.P. No.2224/1998 Dt.15-6-2005 together with condonation of delay petition duly indicating the position.

4. With regard to payment of back wages, the Government, after careful examination of the proposal, hereby sanction an amount of Rs. 4,96,976/- (Rupees four lakh ninety six thousand nine hundred seventy six only) to be drawn from the contingency fund as an advance and recouped during the financial year 2012-13 towards back wages in respect of

Sri N.Chenga Reddy, the then Casual Labour, Fodder Bank, Mamandur, Chittoor District for implementation of the Industrial Tribunal-cum-Labour Court orders dated 21-8-1997 in ID No. 245/1993.

(p.t.o)

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5. The expenditure sanctioned in para (2) shall be debited to the head of account "MH-2403-Animal Husbandry – MH.001- Direction and Administration – SH (04)- other offices-020-wages (charged)", and shall initially be met by way of an advance from contingency fund, for which orders will be issued by the Finance (BG-I) Department, separately.

6. The Director, Animal Husbandry shall take necessary action to draw and disburse the amount to the concerned as per the court orders.

7. The Director of Animal Husbandry shall take further necessary action to send proposals for recouping the amount to the contingency fund by sending supplementary estimates at appropriate time during current financial year 2012-13.

8. This order issues with the concurrence of the Finance (EXPR.AHFFCE&E) Department vide their U.O. No.23849/100/A1/Exp. AHFFCS&E/12, dated 10-09-2012.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

**Dr. MANMOHAN SINGH
PRINCIPAL SECRETARY TO GOVERNMENT**

To

The Accountant General, A.P., Hyderabad.

The Director of Animal Husbandry, Hyderabad.

The Finance (BG.I) Department.

Copy to :

The Finance (AHFFCS &E) Department.

The DTA, Andhra Pradesh, Hyderabad.

The DTO, Chittoor.

P.S to Principal Secretary to Government, AHDD & F Department.

P.S to M (AHDD & F) Department.

SC/SF.

//FORWARDED BY ORDER//

SECTION OFFICER